

BEFORE THE OFFICE OF THE COMMISSIONER OF RAILROADS

STATE OF WISCONSIN

In the Matter of the:

Petition of the City of Waupun for the Establishment of the Public Crossing of the Wisconsin & Southern Railroad Co. Tracks with Forest Mound Cemetery Trail in the City of Waupun, Dodge County

9170-RX-300

NOTICE OF INVESTIGATION AND HEARING
AND ASSESSMENT OF COSTS

By letter dated September 26, 2013, the City of Waupun petitioned the Office of the Commissioner of Railroads (OCR) pursuant to Wis. Stat. §§ 195.28 and 195.29 for the establishment of a public crossing of the Wisconsin & Southern Railroad Co. (WSOR) tracks with Forest Mound Cemetery Trail in the City of Waupun, Dodge County.

The issues for the hearing are:

1. Would establishment of the crossing promote public safety and convenience?
2. Whether establishment of the crossing would be advisable under all the circumstances.
3. What warning devices would be necessary to adequately protect and promote public safety?
4. How shall the costs of the crossing construction be apportioned?

The City of Waupun shall have the burden of proof on all issues.

If this proceeding is contested, it is deemed to be a Class I proceeding as defined in Wis. Stat. § 227.01.

PLEASE NOTE: The Office will hold a public hearing at the **Council Chambers, City Hall, 201 E. Main Street, Waupun, Wisconsin, on November 20, 2013, at 10:00 a.m.**

PLEASE NOTE: The Office finds that the expenses which are reasonably attributable to this investigation will be assessed against the Wisconsin & Southern Railroad Co. in accordance with Wis. Stat. § 195.60 and Wis. Admin. Code § RR 2.04.

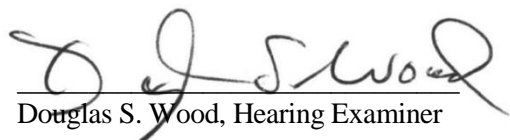
Upon reasonable notice, the Office will accommodate the needs of disabled individuals. Contact the Office at (608) 266-9536, (608) 267-1479/TTY, or (Fax) (608) 261-8220, or by writing to the Office at 610 N. Whitney Way, Room 110, PO Box 7854, Madison, Wisconsin 53707-7854.

The OCR now publishes all notices, orders, proposed decisions and final decisions on the Internet. These documents may be accessed at either <http://ocr.wi.gov/apps40/dockets/default.aspx> or on the Public Service Commission's website at <http://psc.wi.gov/>

Please contact the OCR staff with any questions, at (608) 266-0276.

Dated at Madison, Wisconsin, October 17, 2013.

By the Office of the Commissioner of Railroads.

A handwritten signature in black ink, appearing to read "D. S. Wood", is written over a horizontal line. Below the line, the text "Douglas S. Wood, Hearing Examiner" is printed.

Douglas S. Wood, Hearing Examiner

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